

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2007-366-S

Application of Jacobb Utilities, LLC for Approval of a Contract with Tiger Management Investments, LLC to Serve Phase I of Rocky Ford Subdivision

Jacobb Utilities, LLC ("Applicant" or "Utility") has filed an application with the Public Service Commission of South Carolina ("Commission") pursuant to 26 S.C. Code Ann. Reg.103-541 for approval of a contract between it and Tiger Management Investments, LLC ("Developer") to serve Phase I of Rocky Ford Subdivision.

The Applicant is a public utility currently authorized to operate water and wastewater systems under the jurisdiction of the Commission in Oconee County, as well as certain other counties in the state. The Applicant and the Developer have entered into an agreement dated September 28, 2007 ("Agreement"), for wastewater utility service provided by the Applicant for service to the proposed development pursuant to all of the terms, conditions, rates and charges set forth in its existing rate schedule as are on file with the Commission. Pursuant Article VI § 1 of the Agreement, the Applicant requests that the Commission approve an availability fee of fifteen dollars (\$15) per month/per lot to be paid to the Applicant by the Developer if sewer service is available but not used.

According to the Application, the Utility seeks to serve Phase I of the Rocky Ford Subdivision which will consist of approximately two hundred and fifty (250) single family residences. The Agreement provides, *inter alia*, that the Developer will construct all of the necessary sewer facilities ("Facilities") required to serve the Property, acquire all necessary easements and rights-of-way ("Easements") and convey such Facilities and Easements to the Applicant.

The Application reveals that the proposed development is within the Applicant's Commission authorized service area in Anderson County, and that no other public utility or governmental utility is authorized to serve the proposed development.

A copy of the Company's Application can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Docketing Department, 101 Executive Center Drive, Columbia, South Carolina 29210. Additionally, the Application is available on the Commission's website at www.psc.sc.gov and is available from James S. Eakes, Esquire, Allen and Eakes, Post Office Box 1405, Anderson, South Carolina 29622.

A public hearing, if scheduled, will be held in the Commission's Hearing Room, Synergy Business Park, Saluda Building, 101 Executive Center Drive, Columbia, South Carolina, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **November 16, 2007**, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. 2007-366-S.*

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff at Post Office Box 11263, Columbia, South Carolina 29211 and James S. Eakes, Esquire, at the above address, on or before **November 16, 2007**, and indicate the amount of time required for his presentation. *Please refer to Docket No. 2007-366-S.*

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Any person, who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before **November 16, 2007**. *Please refer to Docket No. 2007-366-S.*

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 11649
Columbia, South Carolina 29211

10/16/07
cba